



BEFORE THE EAGLE SEWER DISTRICT  
BOARD OF DIRECTORS

186

In the matter of the Petition of )  
Eagle MF Partners LLC )  
for the annexation of )  
Certain real property in Ada )  
County, Idaho, by the Eagle )  
Sewer District ("District") )  
\_\_\_\_\_ )

**ORDER OF ANNEXATION**

WHEREAS, Eagle MF Partners LLC, an Idaho limited liability company, hereinafter referred to as Petitioner, the owner of certain real property situated in Ada County, State of Idaho, more particularly described on **Exhibit "A"** hereto, on May 23, 2016, duly petitioned for annexation and inclusion of said real property, within the boundaries of the Eagle Sewer District ("Petition"); and

WHEREAS, a public hearing on said Petition was called for and held in the manner provided for in § 42-3218(a) of the Idaho Code on the 8<sup>th</sup> day of August, 2016, after due and proper notice published in the official newspaper of the District, *The Valley Times*, published on July 25, 2016, and August 1, 2016; and no person having appeared in writing, or at said meeting, to protest the granting of said Petition; and

WHEREAS, originals of the Petition, exhibits thereto, proof of publication, and Resolution No. 16-06, are all on file at the offices of the Eagle Sewer District, 44 N. Palmetto Ave., Eagle, Idaho, 83616; and

WHEREAS, the Board of Directors of the Eagle Sewer District has, by adoption of its Resolution No. 16-08, on the 12<sup>th</sup> day of September, 2016, after due consideration of all relevant evidence and testimony, approved said Petition and set forth the terms and conditions pursuant to which said real property shall be annexed by, and included within, the District; and

WHEREAS, the Petitioner has not, prior to the date hereof, withdrawn its Petition as provided for in Idaho Code § 42-3218(c);

NOW, THEREFORE, IT IS HEREBY ORDERED by the Board of Directors of the Eagle Sewer District that, pursuant to the provisions of Idaho Code § 42-3218, the following described real property shall be, and hereby is, annexed by, and included within the Eagle Sewer District, subject to the terms and conditions set forth in the Petition, including *Exhibits "A" and "B"*

REC'D OCT 19 2016

thereto, and Resolution No. 16-08 adopted by this Board of Directors.

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A  
PART HEREOF BY REFERENCE.

BE IT FURTHER ORDERED that this annexation shall be and become effective upon the  
execution of this Order and its recordation in the official records of Ada County, Idaho.

DATED this 23<sup>rd</sup> day of September, 2016.

EAGLE SEWER DISTRICT

By: Ervin Ballou  
Ervin Ballou, Chairman

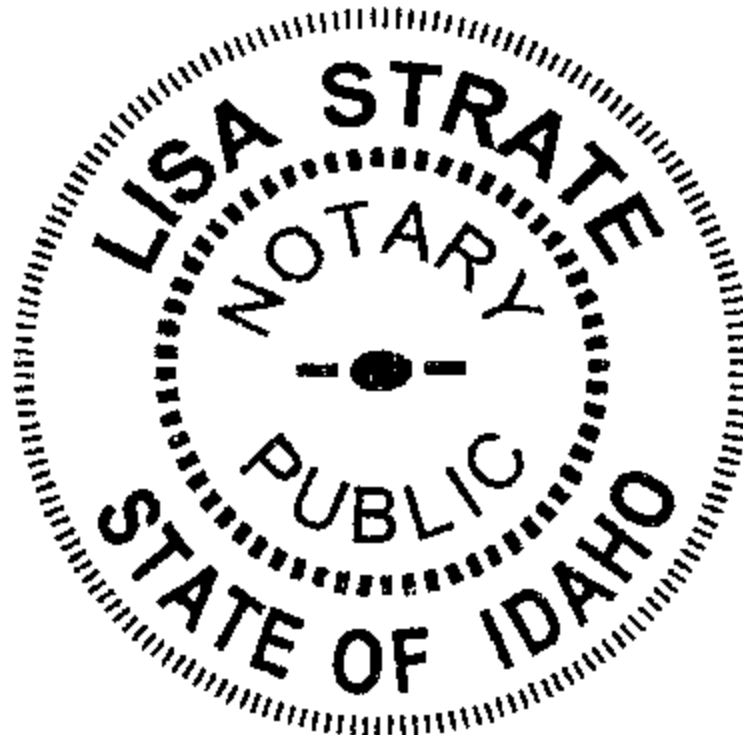
ATTEST:

Lynn Moser  
Lynn Moser, Secretary

STATE OF IDAHO                     )  
  ss.  
County of Ada                     )

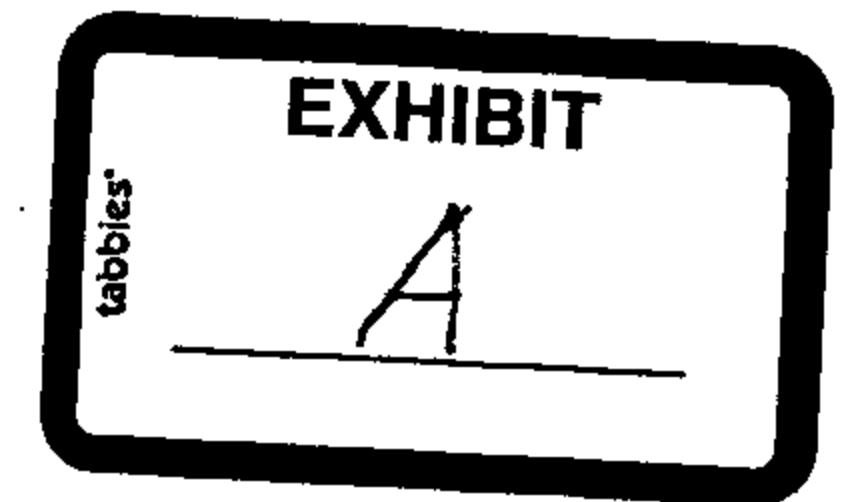
On this 23<sup>rd</sup> day of September, 2016, before me, a Notary Public for the State of Idaho, personally  
appeared ERVIN BALLOU and LYNN MOSER, known or identified to me, to be the Chairman and Secretary,  
respectively, of EAGLE SEWER DISTRICT, and the persons who executed the instrument on behalf of said  
corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this  
certificate first above written.



Lisa Strate  
NOTARY PUBLIC FOR IDAHO  
Residing at Ada County  
My commission expires 10/07/2020

Jer\cagle\annex\2016\Eagle MF PartnersORDER



## ***FOX Land Surveys, Inc.***

**1515 South Shoshone St. Δ Boise Idaho Δ 83705 Δ 208-342-7957 Δ 208-342-7437 FAX**

**SANITARY SEWER ANNEXATION DESCRIPTION  
A PORTION OF VACATED BALLANTYNE LANE AND A PORTION OF  
THE NW ¼, SE ¼ AND A PORTION OF THE NE ¼, SE ¼ OF SECTION 7,  
TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE MERIDIAN,  
ADA COUNTY, IDAHO**

A Portion of Vacated Ballantyne Lane and a Portion of the NW ¼, SE ¼ and a Portion of the NE ¼, SE ¼ of Section 7, Township 4 North, Range 1 East, Boise Meridian, Ada County, Idaho, more particularly described as follows;

Commencing at the found Aluminum Cap Monument marking the Center-East 1/16<sup>th</sup> Corner of Section 7, from which the found Aluminum Cap Monument marking the Center of Section 7 bears South 89°25'51" West, a distance of 1,322.18 feet;

- A. thence along the East 1/16<sup>th</sup> line of Section 7 (also being the Center Line of Ballantyne Lane), South 01°20'38" West, a distance of 930.27 feet to a found 5/8 inch rebar with plastic cap stamped "BERGEY PLS 5710" marking its intersection with the southerly Right-of-Way of State Street, the **TRUE POINT OF BEGINNING**;
- B. thence along said Right-of-Way, South 52°30'19" East, a distance of 30.96 feet to a found 5/8 inch rebar with plastic cap stamped "FLSI PLS 13934" marking its intersection with the easterly Right-of-Way of the Vacated portion of Ballantyne Lane;
- C. thence continuing along the southerly Right-of-Way of State Street, South 52°30'19" East, a distance of 479.47 feet to a found 5/8 inch rebar with plastic cap stamped "BERGEY PLS 5710" marking its intersection with the Northerly Right-of-Way of State Highway 44;
- D. thence along said Right-of-Way, South 89°41'37" West, a distance of 387.32 feet to a found 5/8 inch rebar with plastic cap stamped "FLSI PLS 13934" marking its intersection with the easterly Right-of-Way of the Vacated portion of Ballantyne Lane;
- E. thence continuing along the northerly Right-of-Way of State Highway 44, South 89°41'37" West, a distance of 50.02 feet to a found 5/8 inch rebar with plastic cap stamped "FLSI PLS 13934" marking its intersection with the westerly Right-of-Way of the Vacated portion of Ballantyne Lane;
- G. thence continuing along the northerly Right-of-Way of State Highway 44, South 89°41'37" West, a distance of 823.61 feet to a found copper disk stamped "FLSI PLS 13934" marking its intersection with the easterly Right-of-Way of State Street;
- H. thence along said easterly Right-of-Way, North 00°18'21" West, a distance of 255.92 feet to a found 5/8 inch rebar with plastic cap stamped "BERGEY PLS 5710" marking the beginning of a curve to the right having a Radius of 228.00 feet, Central

Angle of  $91^{\circ}38'41''$ , Tangent length of 234.64 feet, a Chord bearing of North  $45^{\circ}31'00''$  East and Chord distance of 327.04 feet;

- I. thence along said curve, an Arc Length of 364.69 feet to a found 5/8 inch rebar with plastic cap stamped "BERGEY PLS 5710" marking the point of tangency of said curve;
- J. thence continuing along said Right-of-Way, South  $88^{\circ}39'40''$  East, a distance of 343.91 feet to a found 5/8 inch rebar with plastic cap stamped "BERGEY PLS 5710" marking beginning of a curve to the right having a Radius of 228.00 feet, a Central Angle of  $36^{\circ}09'21''$ , a Tangent of 74.42 feet, a Chord bearing of  $S70^{\circ}34'59''E$  and a Chord distance of 141.50 feet;
- K. thence along said curve, an Arc Length of 143.88 feet to a found 5/8 inch rebar with plastic cap stamped "BERGEY PLS 5710" marking the point of tangency of said curve;
- L. thence continuing along the southerly Right-of-Way of State Street, South  $52^{\circ}30'19''$  East, a distance of 153.96 feet to found 5/8 inch rebar with plastic cap stamped "FLSI PLS 13934" marking its intersection with the westerly Right-of-Way of the Vacated portion of Ballantyne Lane;
- M. thence continuing along the southerly Right-of-Way of State Street, South  $52^{\circ}30'19''$  East, a distance of 30.96 feet to the **True Point of Beginning**.

Containing 445,069 square feet (10.21 acres) more or less.

Subject to existing easements and rights-of-way as any may exist, of record or not of record.

Refer to the attached Sketch.

Fox Land Surveys, Inc.

Timothy J. Fox, P.L.S. 7612

**END OF DESCRIPTION**

TJF:lag

W:\Projects\2016\16047 Womer.Prj\Proj\FLSI Docs\Descriptions\Exterior Boundary.docx



S89°25'51"W 1322.18'

CE 1/16

C 1/4

# SANITARY SEWER ANNEXATION SKETCH

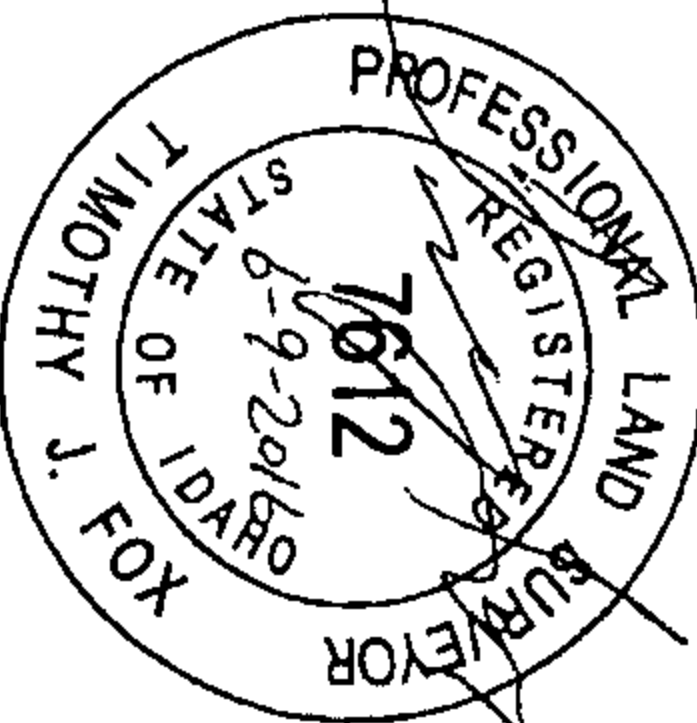
CURVE TABLE						
CURVE	LENGTH	RADIUS	DELTA	TANGENT	CH. BEARING	CH. LENGTH
C1	364.69'	228.00'	091°38'41"	234.64'	N45°31'00"E	327.04'
C2	143.88'	228.00'	036°09'21"	74.42'	S70°34'59"E	141.50'

LINE TABLE		
LINE	LENGTH	DIRECTION
L1	153.96'	S52°30'19"E
L2	30.96'	S52°30'19"E
L3	30.96'	S52°30'19"E
L4	50.02'	S89°41'37"W

N01°11'14"E 2629.50'

STATE STREET

FOX LAND SURVEYS INC.  
(208) 342-7957



PORTION TO  
BE  
ANNEXED

N00°18'21"W 255.92'

HIGHWAY 44

S89°41'37"W 1260.95'

FLSI PLS 13934

823.61'

L4

L3

L2

L1

S52°30'19"E 695.35'

479.47'

387.32'

S 1/4 CORNER  
SECTION 7



SCALE: 1"=200'

## LEGEND



BERGEY PLS 5710



FLSI PLS 13934



CALCULATION POINT

# Robertson & Slette, p.l.l.c.

ATTORNEYS AT LAW



J. EVAN ROBERTSON  
GARY D. SLETTE

Robin L. Moore - Paralegal

134 Third Avenue East  
P.O. BOX 1906  
TWIN FALLS, IDAHO 83303-1906  
TELEPHONE (208) 933-0700  
FAX (208) 933-0701

J. EVAN ROBERTSON

October 14, 2016

State Tax Commission  
GIS Staff  
P.O. Box 36  
Boise, ID 83722

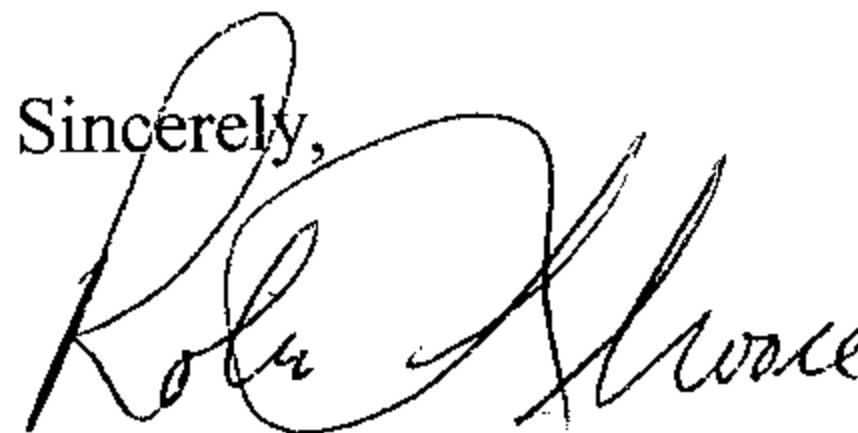
**RE: Eagle Sewer District Annexation  
Eagle MF Partners, LLC**

Dear Sir or Madam:

Enclosed please find a recorded copy of the Order of the Eagle Sewer District in the above-referenced matter, which includes a copy of the map identifying the subject real property.

Thank you for your courtesies. Please don't hesitate to call should there be any questions, comments or need of further information.

Sincerely,



Robin L. Moore  
Legal Assistant to  
J. EVAN ROBERTSON

Encls.

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